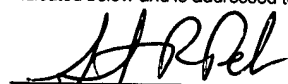


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT EXAMINING OPERATIONAttorney Docket No. LDA-206AInventor: Darrell R. MorrowFor: System For Determining The Integrity Of A Package Or Packaging Material
Based On Its Transmission Of A Test GasUTILITY PATENT APPLICATION TRANSMITTALMail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450ENCLOSED ARE:

- ☐ Fee Transmittal Form
- ☒ Specification (20 pages including written description, claims, and abstract)
- ☒ Drawing(s) (35 USC 113) (3 sheets)
- ☒ Oath or Declaration (2 pages)
- ☐ Newly executed (original or copy)
- ☒ Copy from a prior application (37 CFR 1.63(d))
- ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
- ☐ Incorporation By Reference (*useable if Box 4b is checked*)
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
- ☐ Microfiche Computer Program (*Appendix*)

Certificate of Express Mailing Under 37 CFR § 1.10

I hereby certify that this paper, and all papers and fees referred to as being enclosed, transmitted, or the like herewith, is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service, Express Mail Label No. EL 891409616 US, under 37 CFR 1.10 on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Steven R. Petersen

Date: November 3, 2003

☐ Nucleotide and/or Amino Acid Sequence Submission (*if application, all necessary*)

☐ Computer Readable Copy

☐ Paper Copy (identical to computer copy)

☐ Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS:

☐ Assignment Papers (cover sheet & document(s))

☐ 37 CFR 3.73(b) Statement (*where there is an assignee*)

☐ Power of Attorney

☐ English Translation Document (*if applicable*)

☐ Information Disclosure Statement (IDS)/PTO-1449

☐ Copies of IDS Citations

☒ Preliminary Amendment

☒ Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(i)

☒ Return Receipt Postcard (MPEP 503)

☐ Other: _____

If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:

☐ Continuation ☒ **Divisional** ☐ Continuation-in-part (CIP) of prior application No: 09/771,336 filed 01/26/2001

CLAIMS AS AMENDED BY AMENDMENT AT TIME OF FILING:

| | No. <u>Filed</u> | <u>Basic</u> | No. <u>Extra</u> | Small <u>Entity</u> | Large <u>Entity</u> | Small Entity Basic Fee <u>\$ 385</u> | Large Entity Basic Fee <u>\$ 770</u> |
|----------------------------|---------------------|--------------|---------------------|------------------------|------------------------|--|--|
| Total Claims: | <u>8</u> - | <u>20</u> = | <u>0</u> x | <u>\$ 9</u> | <u>\$ 18</u> = | <u>\$ 0</u> | <u>\$ 0</u> |
| Independent Claims: | <u>—</u> - | <u>3</u> = | <u>0</u> x | <u>\$ 43</u> | <u>\$ 86</u> = | <u>\$ 0</u> | <u>\$ 0</u> |
| Multiple dependent claims: | | | | <u>\$145</u> | <u>\$290</u> = | <u>\$ 0</u> | <u>\$ 0</u> |
| Filing Fee Calculation: | | | | | | <u>\$ 385</u> | <u>\$</u> |

FEE PAYMENT BEING MADE AT THIS TIME:

☒ Basic Filing Fees \$385
☐ Assignment \$
TOTAL FEES ENCLOSED: \$385

METHOD OF PAYMENT OF FEES:

☒ A check in the amount of \$385 to cover the filing fee.
☐ Please charge my Deposit Account No. _____ in the amount of \$ _____. A triplicate copy of this sheet is enclosed.

AUTHORIZATION TO CHARGE ADDITIONAL FEES:

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account _____. Two copies of this transmittal are enclosed.

☐ Any additional filing fees required under 37 CFR §1.16 and 37 CFR§1.17.

CORRESPONDENCE ADDRESS:

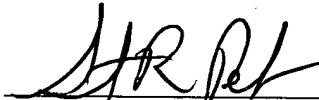
Please direct communications to the correspondence address below:

Steven R. Petersen
1451 Jericho Road
Abington, PA 19001
215-517-5591
215-517-5592 (fax)

Respectfully submitted,

Date:

November 3, 2003



Steven R. Petersen
Registration No. 31,287
Attorney for Applicant
(215) 517-5591

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: Not yet assigned
Filed: Not yet assigned
Title: SYSTEM FOR DETERMINING THE INTEGRITY OF A PACKAGE
OR PACKAGING MATERIAL BASED ON ITS TRANSMISSION
OF A TEST GAS
Inventor: Morrow
Art Unit: Not yet assigned
Examiner: Not yet assigned
Docket No.: LDA-206A

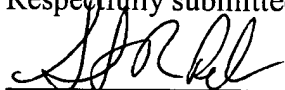
**REQUEST AND CERTIFICATION UNDER
35 U.S.C. 122(b)(2)(B)(i)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

Respectfully submitted,



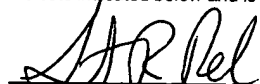
Steven R. Petersen
Registration No. 31,287
1451 Jericho Road
Abington, PA 19001
215-517-5591

Attorney for Applicant

Dated: November 3, 2003

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Steven R. Petersen

Date: November 3, 2003